UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANWAR, *et al.*, Plaintiffs, -against- FAIRFIELD GREENWICH LIMITED, *et al.*, Defendants.	Master File No. 09-cv-118 (VM)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

JAMES A. HARROD, being duly sworn, deposes and says:

1. I am an attorney admitted to practice and in good standing in the State of New York and a partner in the firm of Wolf Popper LLP, representing Plaintiffs in this action.

2. As evidenced by the attached affidavit and exhibits, including email correspondence from David Hoffner, Esq., of Dechert LLP, defendant Andres Piedrahita has been served with the summons and Verified Class Action Complaint, dated January 8, 2009, in *Pacific West Health Medical Center Inc. Employees Retirement Trust v. Fairfield Greenwich Group, et al.*

James A. Harrod

Sworn to before me this
ninth day of October, 2009

Natalie Mackiel-Jackson

No[tary Public]
Natalie Mackiel-Jackson
Notary Public
State of New York
My Comm. Exp. 01-28-2012

Doc. 165590

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANWAR, *et al.*, Plaintiffs, -against- FAIRFIELD GREENWICH LIMITED, *et al.*, Defendants.	Master File No. 09-cv-118 (VM)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

CHRISTOPHER DUNLEAVY, being duly sworn, deposes and says:

1. I am not a party to this action, am over the age of 18 years, and reside in Bergen County, New Jersey.

2. On April 14, 2009, at 5:55 p.m., I went to The Sherry-Netherland, 781 Fifth Avenue, New York, New York 10022, and I spoke to Tammy (front desk concierge). I stated that I had papers (Summons and Verified Class Action Complaint) for Andres Piedrahita. She looked up the name, rang his room and stated that he was not in and directed me to the office at The Sherry-Netherland that would accept papers for Andres Piedrahita.

3. At the office (identified as the "Receiving Department," on the 1st Floor of the Sherry-Netherland at 781 Fifth Avenue), I was informed by Mr. Steve McPartland that he was authorized to accept papers for Andres Piedrahita. I asked what room number the papers would be directed to, and he stated room 1701.

4. I also asked Mr. McPartland to sign the attached slip of paper (Exhibit A herewith) with his title in it. He signed it as Steve McPartland, Timekeeper.

5. I left the papers (Summons and Verified Class Action Complaint) addressed to:

Andres Piedrahita
c/o The Sherry-Netherland
781 Fifth Avenue
New York, NY 10022

in a brown envelope with Steve McPartland on April 14, 2009 at 6:00 p.m.

6. Also on April 14, 2009, I served by International Registered Mail two copies of the Summons and Verified Complaint addressed to Mr. Piedrahita's residence at Somontes 9, 288035 Madrid, Spain. See Exhibit B.

7. Annexed as Exhibit C is proof of receipt by Mr. Piedrahita of Exhibit B.

8. Annexed as Exhibit D is Piedrahita's counsel's email acknowledgement that service on Mr. Piedrahita was proper.

Christopher Dunleavy

Sworn to before me this
ninth day of October, 2009

Notary Public

ROSEMARY V. DIAZ
NOTARY PUBLIC, State of New York
No. 01D16124621
Qualified in New York County
Commission Expires Mar. 28, 2013

Doc.

Exhibit A

4-14-09

R 1701

Steve

McPartland

Timecapue

Exhibit B

3258

cov

LAW OFFICES
WOLF POPPER LLP
845 THIRD AVENUE
NEW YORK, N.Y. 10022-6601

(212) 759-4600

212.451.9665

DIRECT DIAL:

FACSIMILE: (212) 486-2093
WWW.WOLFPOPPER.COM

April 14, 2009

By International Registered Mail

Andres Piedrahita
Somontes 9
288035 Madrid
Spain

Re: Pacific West Health Medical Center Inc. Employees Retirement Trust v. Fairfield Greenwich Group, et al., Civil Action No. 09 CV 00134

Dear Mr. Piedrahita:

We represent the plaintiff in *Pacific West Health Medical Center Inc. Employees Retirement Trust v. Fairfield Greenwich Group, et al.*, Civil Action No. 09 CV 00134. Enclosed you will find two copies of the Summons and Verified Class Action Complaint, dated January 8, 2009, filed in the above referenced case.

Sincerely,

E. Elizabeth Robinson

Enclosure
cc: David S. Hoffner, Esq. (david.hoffner@dechert.com)

Doc. 163116

Exhibit C

UNITED STATES POSTAL SERVICE®

Return Receipt for International Mail

(Registered™, Insured and Express Mail®)

Administration des Postes des Etats-Unis d'Amérique

Postmark of the office returning the receipt *Timbre du bureau renvoyant l'avis*

Par Avion

Return by the quickest route *(air or surface mail)*, a découvert and postage free

A renvoyer par la voie la plus rapide (aérienne ou de surface), à découvert et en franchise de port.

The sender completes and Indicates the address for the return of this receipt.
(A remplir par l'expéditeur, qui indiquera son adresse pour le renvoi du présent avis.)

Name or Firm *(Nom ou raison sociale)*: Wolf Popper LLP

845 Third Ave 12th Fl

Street and Number *(Rue et no.)*

New York New York 10022

City, State, and ZIP + 4® *(Localitié et code postal)*

UNITED STATES OF AMERICA Etats-Unis d'Amérique

PS Form **2865**, March 2007 ***Avis de réception*** **CN07** *(Old C5)*

Completed by the office of origin. (A remplir par le bureau d'origine.)

Item Description (Nature de l'envoi)	☒ Registered Article (Envoi recommandé)	☐ Letter (Lettre)	☐ Printed Matter (Imprimé)	☐ Other (Autre)	☐ Express Mail International
☐ Insured Parcel (Colis avec valeur déclarée)	Insured Value (Valeur déclarée)		Article Number RB499104869US		
Office of Mailing (Bureau de dépôt)			Date of Posting (Date de dépôt)		

Addressee Name or Firm (Nom ou raison sociale du destinataire)
Andres Piedrahita

Street and No. (Rue et No.)
Somontes 9

Place and Country (Localité et pays)
Madrid Spain

Completed at destination. (A compléter à destination.)

This receipt must be signed by: (1) the addressee; or (2) a person authorized to sign under the regulations of the country of destination; or, (3) if those regulations so provide, by the employee of the office of destination. This signed form will be returned to the sender by the first mail.
(Cet avis doit être signé par le destinataire ou par une personne y autorisée en vertu des règlements du pays de destination, ou, si ces règlements le comportent, par l'agent du bureau de destination, et renvoyé par le premier courrier directement à expéditeur).

Postmark of the office of destination (Timbre du bureau de destination)

☐ The article mentioned above was duly delivered. (L'envoi mentionné ci-dessus a été dûment livré.)

Date 13.4.09

Signature of Addressee (Signature du destinataire)

Office of Destination Employee Signature (Signature de l'agent du bureau du destination)

PS Form **2865**, March 2007 (Reverse) PSN 7530-01-000-9775

Exhibit D

Natalie M. Mackiel

From: Hoffner, David [david.hoffner@dechert.com]

Sent: Wednesday, May 06, 2009 11:53 AM

To: Elizabeth Robinson

Subject: RE: Hague Convention

confirmed

From: Elizabeth Robinson [mailto:ERobinson@Wolfpopper.com]
Sent: Wednesday, May 06, 2009 10:36 AM
To: Hoffner, David
Subject: RE: Hague Convention

David,
Attached is the Return Receipt acknowledging the delivery of the summons and complaint by registered mail to Mr. Piedrahita's residence in Madrid. Please confirm that you will no longer contest service.
Thank you,
Elizabeth

E. Elizabeth Robinson
Direct Dial: (212) 451-9665
E-Mail: erobinson@wolfpopper.com

WOLF POPPER LLP

845 Third Avenue

New York, New York 10022

Tel: (212) 759-4600

Fax: (212) 486-2093

www.wolfpopper.com

From: Hoffner, David [mailto:david.hoffner@dechert.com]
Sent: Wednesday, April 22, 2009 3:22 PM
To: Robert C. Finkel
Subject: RE: Hague Convention

Rob,
Upon delivery of the registered mailing to the Madrid address, we will agree not to contest service with respect to your action. I do not know whether that has occurred as of yet.
David

David S. Hoffner
Dechert LLP
1095 Avenue of the Americas
New York, New York 10036-6797
direct: +1.212.649.8781; fax +1.212.698.3599
david.hoffner@dechert.com
www.dechert.com

From: Robert C. Finkel [mailto:RFinkel@wolfpopper.com]
Sent: Wednesday, April 22, 2009 5:32 AM
To: Hoffner, David
Subject: Hague Convention

David,

The way we read the State Dept document, the Spanish government requests that documents be translated into Spanish.

Is there something different that you are relying on.

Rob.

From: Elizabeth Robinson
Sent: Tuesday, April 21, 2009 1:58 PM
To: Robert C. Finkel
Subject: Hague Convention

Here are the two documents I showed you.

E. Elizabeth Robinson
Direct Dial: (212) 451-9665
E-Mail: erobinson@wolfpopper.com

WOLF POPPER LLP

845 Third Avenue

New York, New York 10022

Tel: (212) 759-4600

Fax: (212) 486-2093

www.wolfpopper.com

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